

FREEDOM COURT REPORTING

Page 21	Page 23
1 Q. What time period? 2 A. Wait a minute. It's a year, 3 year and a half, 18 months. 4 Q. What time period, 5 approximately? 6 A. From April of '95 up until 7 March of '96. 8 Q. That was where? 9 A. C Con. It was in 10 Huntsville. 11 Q. Huntsville. Prior to that, 12 where were you employed? 13 A. I wasn't employed. 14 Q. You were going to school? 15 A. Yes. Well, just had a 16 baby. 17 Q. Have you been terminated 18 from any position? 19 A. No. 20 Q. Any warnings or disciplinary 21 actions? 22 A. No. 23 Q. Prior to the charge that you	1 A. Shelton Hamilton, Brook; I 2 don't recall her last name. 3 Q. Anyone else? 4 A. No. 5 Q. Who offered you the 6 position? 7 A. They did. 8 Q. Both? 9 A. Yes. 10 Q. And what was the position 11 when you first started? 12 A. Customer service rep. 13 Q. And have you remained in 14 that position since you've been at EDS 15 or that title? 16 A. That title, yes. 17 Q. When you first started, what 18 area were you in? 19 A. On the phone. 20 Q. So you were what I 21 would call -- 22 A. Customer service, yes. 23 Q. -- call center?
Page 22	Page 24
1 filed in this case, have you filed a 2 charge of discrimination before? 3 A. No. 4 Q. You said you started in 5 August of 1997 with EDS? 6 A. Uh-huh (affirmative 7 response). Yes. 8 Q. How did you find out about 9 the position? 10 A. A friend of mine that 11 attended church with me. 12 Q. Who is that? 13 A. Shonda Robinson. 14 Q. Was she employed by EDS? 15 A. Yes. 16 Q. She currently employed by 17 EDS? 18 A. No. 19 Q. Did you have to interview 20 for the position? 21 A. Yes. 22 Q. Who did you interview 23 with?	1 A. Yes. 2 Q. Could you tell me a little 3 bit about what EDS does at the 4 Montgomery facility? 5 A. This -- this particular 6 contract we consolidate student loans. 7 Q. And is that what it did back 8 in '97? 9 A. Yes. 10 Q. And so when you started, you 11 were on the phones talking -- 12 A. Correct. 13 Q. -- customer service? 14 A. Yes, ma'am. 15 Q. How long did you do that? 16 A. Four months. 17 Q. Who did you report to? 18 A. Robert Martin. 19 Q. Could you spell his last 20 name? 21 A. M-A-R-T-I-N. 22 Q. After four months, what did 23 you do?

6 (Pages 21 to 24)

**367 VALLEY AVENUE
(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660**



FREEDOM COURT REPORTING

Page 61	Page 63
<p>1 in management?</p> <p>2 A. Open door policy, anybody.</p> <p>3 And Brenda Cheatham, if I'm not</p> <p>4 mistaken, she's also -- she has the</p> <p>5 title of team lead.</p> <p>6 Q. Besides that one incident</p> <p>7 prior to February of 2005, have</p> <p>8 Mr. Williams said anything that you</p> <p>9 consider to be offensive in nature to</p> <p>10 you?</p> <p>11 A. No.</p> <p>12 Q. Had he ever touched you</p> <p>13 prior to the February 2005 incident?</p> <p>14 A. No.</p> <p>15 Q. And you said -- what was the</p> <p>16 conversation with Ms. Cheatham when you</p> <p>17 told her what had happened?</p> <p>18 A. I came to her desk and I was</p> <p>19 like something just -- weird just</p> <p>20 happened. And she was like what. I</p> <p>21 said Jeff made a statement to me in the</p> <p>22 breakroom and she was like what was it</p> <p>23 and that's when I told her.</p>	<p>1 like, oh, it's cold outside. And he was</p> <p>2 like, oh, I need you to warm me up.</p> <p>3 Then he put his hands down my pants. He</p> <p>4 put his -- excuse me. I'm sorry. He</p> <p>5 placed his hands down by pants and he</p> <p>6 grabbed my shirt out and he was rubbing</p> <p>7 on my body. And I was pushing him, get</p> <p>8 -- get off me, get -- get off me. And</p> <p>9 he start rubbing on my stomach and he</p> <p>10 moved up to my breast area and -- excuse</p> <p>11 me. Somebody have some tissue, please?</p> <p>12 I'm sorry.</p> <p>13</p> <p>14 (Mr. Walker handed the witness a</p> <p>15 box of Kleenex.)</p> <p>16</p> <p>17 A. Thanks. We -- he grabbed</p> <p>18 my -- and I kept pushing him off of me.</p> <p>19 And he said you feel good. He layed his</p> <p>20 hands -- head on my shoulder. And I</p> <p>21 just kept pushing and then the elevator</p> <p>22 door opened up and he said I just had a</p> <p>23 nice lunch and I looked at him. I said</p>
<p>1 Q. And what was her response?</p> <p>2 A. She was like, oh, you know,</p> <p>3 just shrug it off. I'm like oh. If he</p> <p>4 say anything else to you, just basically</p> <p>5 let me know.</p> <p>6 Q. All right. Let's talk about</p> <p>7 Mr. Williams, what you claim happened in</p> <p>8 February of 2005. Could you tell me</p> <p>9 what happened?</p> <p>10 A. Okay. I was coming back</p> <p>11 from lunch and he was coming back from</p> <p>12 lunch as well. We walked into the</p> <p>13 ground floor where the elevators are and</p> <p>14 I felt something brush against my -- my</p> <p>15 behind. And I thought he just walked in</p> <p>16 too close to me. The elevator door</p> <p>17 opened. I stepped on first. He came in</p> <p>18 from behind -- came in behind me. I</p> <p>19 turned around. I hit the sixth floor</p> <p>20 button. As soon as the door closed,</p> <p>21 he -- he immediately grabbed me 'cause</p> <p>22 it was cold that February, that</p> <p>23 particular, he grabbed me. And he was</p>	<p>1 where did you go. He was like I had to</p> <p>2 take some jeans by back to I think it</p> <p>3 was Looking Good or Weil's. And I</p> <p>4 walked to my desk and my coworker, she</p> <p>5 looked at me, and she asked me what was</p> <p>6 wrong. And I -- and I walked to the</p> <p>7 breakroom and I told her. And she told</p> <p>8 me to report it immediately. Can I --</p> <p>9 can I step outside, please?</p> <p>10 MS. JACOBS: Sure. Can take</p> <p>11 a break.</p> <p>12 MS. VIDEOGRAPHER: Off the</p> <p>13 record. The time is 10:46.</p> <p>14</p> <p>15 (A brief recess was taken.)</p> <p>16</p> <p>17 MS. VIDEOGRAPHER: Back on</p> <p>18 the record. We commence Tape 2. The</p> <p>19 time is 10:53.</p> <p>20 Q. (By Ms. Jacobs) Ms. Jacobs,</p> <p>21 we were talking about the incident that</p> <p>22 occurred in February of 2005. And if</p> <p>23 I'm correct, it was February 10th, does</p>
	16 (Pages 61 to 64)

FREEDOM COURT REPORTING

Page 85	Page 87
1 about having sex with men in front of 2 your coworkers -- 3 A. No. 4 Q. -- or with your coworkers? 5 A. No. 6 Q. Or talked about men's body 7 parts in front of your coworkers? 8 A. No. 9 Q. How good somebody looks, how 10 much you'd like to have sex with 11 somebody even implying it? 12 A. Implying it, I can't go off 13 what someone else's implied or what 14 their thought process, no, I can't. 15 Q. But you never meant to imply 16 it? 17 A. I've never implied it. 18 Q. Now, Ms. Relf in addition to 19 talking to Mr. Williams' supervisor 20 reported it to human resources or the 21 employee relations department; 22 correct? 23 A. I don't know.	1 informed me that she wanted me to put it 2 in writing. I put it in writing and she 3 stated she was going to get back with me 4 in a couple weeks, which she never 5 done. 6 Q. Who told you to contact 7 Leslie? 8 A. I'm not sure was it Tara or 9 Brenda. But I want to say Brenda but 10 I'm not sure because she told me I need 11 to escalate it. 12 Q. How did you know to contact 13 Leslie? 14 A. Info center, looked it up. 15 Q. Her name's on the info 16 center? 17 A. Well, I think it's -- it's 18 human resource, her name is on it, 19 yes. 20 Q. Had you ever spoken to her 21 before? 22 A. Prior to this? 23 Q. Uh-huh (affirmative)
Page 86	Page 88
1 Q. Well, at some point in time, 2 you were advised that an investigation 3 was taking place and asked to write a 4 statement, weren't you? 5 A. I contacted human 6 resource. 7 Q. Who did you contact? 8 A. Leslie Liebman. 9 Q. When did you contact 10 Leslie? 11 A. I think it was that day, a 12 couple days later. 13 Q. How did you contact her? 14 A. Via e-mail. 15 Q. What'd she say? 16 A. I e-mailed her and she 17 e-mailed me back. 18 Q. Okay. What was the e-mail 19 correspondence about? 20 A. Basically, I was telling her 21 about the incident. I was told to get 22 in touch with her and I told her about 23 the incident in the elevator. Then she	1 response). 2 A. No. 3 Q. And you said that she asked 4 you to write a statement? 5 A. Yes. 6 7 (Defendants' Exhibit No. 6 was 8 marked for identification.) 9 10 Q. You've been handed Exhibit 11 No. 6. Do you recognize this 12 document? 13 A. Yes. 14 Q. Is this the statement you 15 wrote? 16 A. Yes. 17 Q. So you actually sat down and 18 typed this statement? 19 A. Yes. 20 Q. Did you do that at work or 21 at home? 22 A. At work. 23 Q. Okay. And it's dated

22 (Pages 85 to 88)

**367 VALLEY AVENUE
(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660**

FREEDOM COURT REPORTING

Page 97	Page 99
1 A. Yes.	1 billing went. I'm -- I'm not too clear
2 Q. It was just you on the	2 on that one.
3 elevator with Mr. Williams?	3 Q. Okay.
4 A. Right.	4 A. But I know I paid most of
5 Q. No one saw what happened?	5 the bill.
6 A. Right.	6 Q. Right. So there's medical
7 Q. Okay. And so you told her	7 insurance and then for some of the
8 you were seeing a therapist and she said	8 visits EDS would have paid you back for
9 that was good?	9 the copay?
10 A. Yes.	10 A. No, they didn't pay me back
11 Q. And that EDS would pay for a	11 for the copay. They was --
12 certain number of visits?	12 Q. Then what did they pay
13 A. She said EDS has things in	13 for?
14 place for that.	14 A. I'm -- I'm not sure what
15 Q. Okay.	15 they paid for, but they paid for I think
16 A. Basically.	16 six visits, copays.
17 Q. Did you discuss with her	17 Q. Who were those visits to?
18 about what those things were?	18 A. Vonceil Smith.
19 A. No.	19 Q. Who is that?
20 Q. Okay. Did you ever look	20 A. A psychiatrist.
21 into what those things were?	21 Q. How'd you find Dr. Smith?
22 A. Yes.	22 A. From a book.
23 Q. And what types of things	23 Q. Had you ever been to Dr.
Page 98	Page 100
1 does EDS have in place?	1 Smith before?
2 A. They -- I think they pay for	2 A. No.
3 like six visits and you pay for the	3 Q. Nobody recommended Dr.
4 rest.	4 Smith?
5 Q. And did you have EDS pay for	5 A. No.
6 the first six visits?	6 Q. How long did you see Dr.
7 A. I think I paid for the	7 Smith?
8 initial first two, and then she was	8 A. From March until like
9 like, no, just go ahead and let them do	9 November '05.
10 it. Tara was like, you know, she was	10 Q. How often did you see Dr.
11 looking into the paperwork for me to do	11 Smith?
12 it.	12 A. Initially once a week, then
13 Q. Okay. And did that	13 she went to twice a month, then back to
14 happen?	14 once every week.
15 A. Yes.	15 Q. And you stopped seeing her
16 Q. So EDS paid for a certain	16 in November of '05?
17 number of visits?	17 A. Yes.
18 A. Yes. My insurance paid for	18 Q. Why?
19 it and they paid for the copay.	19 A. Couldn't afford it
20 Q. Okay. So your medical	20 anymore.
21 insurance paid for the visits and	21 Q. Insurance stopped paying for
22 then --	22 it?
23 A. I'm not really sure how the	23 A. Oh, insurance been -- been

25 (Pages 97 to 100)

**367 VALLEY AVENUE
(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660**

FREEDOM COURT REPORTING

Page 101	Page 103
<p>1 stop paying for it.</p> <p>2 Q. Do you know what, if</p> <p>3 anything, happened to Mr. Williams if he</p> <p>4 was disciplined in any way, counseled in</p> <p>5 any way?</p> <p>6 A. I don't know. I got --</p> <p>7 didn't get a -- I just had no dealings</p> <p>8 with what was going on with him. I was</p> <p>9 trying to deal with me.</p> <p>10 Q. After February of 2005, did</p> <p>11 Mr. Williams ever touch you again?</p> <p>12 A. No.</p> <p>13 Q. So he's never tried to</p> <p>14 attack you, touch you, hug you, anything</p> <p>15 since February of 2005?</p> <p>16 A. Intimidate.</p> <p>17 Q. I'm not asking about</p> <p>18 intimidate. I'm asking has he ever</p> <p>19 touched you?</p> <p>20 A. No.</p> <p>21 Q. Okay. Has he ever spoken to</p> <p>22 you?</p> <p>23 A. No.</p>	<p>1 A. I was sitting at my desk,</p> <p>2 and where I sit, I sit like right in</p> <p>3 front of the door when people walk in</p> <p>4 and out. And every time somebody walk</p> <p>5 pass, we have a habit, we all would look</p> <p>6 and see who's passing by. And everybody</p> <p>7 was gone to lunch and I was the only one</p> <p>8 sitting back there. And like I said,</p> <p>9 didn't know who it was but if somebody</p> <p>10 walked pass me immediately just look up.</p> <p>11 And when I looked up, he looked at me</p> <p>12 and he rolled his eyes at me and I just</p> <p>13 slumped back down in my chair.</p> <p>14 Q. He works for EDS still?</p> <p>15 A. Yes.</p> <p>16 Q. And he works on the same</p> <p>17 floor as you?</p> <p>18 A. Yes.</p> <p>19 Q. So periodically you're going</p> <p>20 to have to see him; correct?</p> <p>21 A. Well, not -- well, I didn't</p> <p>22 have to see him 'cause there's two</p> <p>23 sides.</p>
Page 102	Page 104
<p>1 Q. So he hasn't spoken to you</p> <p>2 or touched you but he's intimidated</p> <p>3 you?</p> <p>4 A. Yes.</p> <p>5 Q. How?</p> <p>6 A. He was walking back and</p> <p>7 forth through my area like 20, 25 times</p> <p>8 a day. He'll stop at the water fountain</p> <p>9 right in front of my desk and stare at</p> <p>10 me. He'll stop -- and at the time,</p> <p>11 Annie Kent was sitting right in my area.</p> <p>12 He'd stand there and look back at me and</p> <p>13 stare at me and just roll his eyes at</p> <p>14 me.</p> <p>15 Q. Anybody else see this?</p> <p>16 A. When I see him, I slump</p> <p>17 down. Tara saw a lot of it.</p> <p>18 Q. How often did this occur?</p> <p>19 A. Oh, quite often. Up until</p> <p>20 yesterday, actually.</p> <p>21 Q. Yesterday it occurred?</p> <p>22 A. Yes.</p> <p>23 Q. What happened yesterday?</p>	<p>1 Q. Okay. But it -- your --</p> <p>2 from what I understand, you've got</p> <p>3 cubicles. And if he walks pass and you</p> <p>4 pop up, you're going to see him?</p> <p>5 A. He was --</p> <p>6 Q. I'm not asking about</p> <p>7 yesterday. I'm just asking in general.</p> <p>8 A. I'm saying in general I</p> <p>9 don't have to see him because like I</p> <p>10 stated to Jarvis at the time, there's a</p> <p>11 restroom on the other side of the</p> <p>12 building.</p> <p>13 Q. Okay.</p> <p>14 A. A men's restroom. There's</p> <p>15 an entrance to the breakroom on the</p> <p>16 other side that he can go but he comes</p> <p>17 by that area.</p> <p>18 Q. Is it shorter to go by your</p> <p>19 office?</p> <p>20 A. It's the same amount of</p> <p>21 distance.</p> <p>22 Q. Okay. You say he goes by</p> <p>23 and stands by Annie Kent's desk?</p>

26 (Pages 101 to 104)

367 VALLEY AVENUE
(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660

FREEDOM COURT REPORTING

<p style="text-align: right;">Page 105</p> <p>1 A. At the time, Annie Kent's 2 no longer on the team. 3 Q. So when did that happen? 4 A. That -- well, I don't -- I 5 can't recall. He's -- right by Leslie. 6 He just stand in front of Annie Kent's a 7 lot after the incident for a while 8 afterward. I don't -- can't say how 9 long. But I know all the time I see him 10 slump down and stand there. And I 11 reported that incident. 12 Q. Was he friends with Annie 13 Kent? 14 A. Well, I don't how -- what 15 their relationship is. 16 Q. Did he ever talk to Annie 17 Kent before February 2005? 18 A. Yes. 19 Q. Go stand at her desk before 20 February of 2005? 21 A. Not that often. 22 Q. How often did he after 23 February of 2005 did he go --</p>	<p style="text-align: right;">Page 107</p> <p>1 Q. Anyone else would have seen 2 him do this? 3 A. Twana, Brenda, Ava Collier; 4 she used to sit across from Annie so. 5 Q. And you said you -- you 6 reported this when? 7 A. Each time reported to 8 Tara. 9 Q. Did you ever speak with 10 Leslie about it, report it to human 11 resources? 12 A. Yes. 13 Q. When? 14 A. An e-mail around the -- I 15 don't recall the date, but I -- I know 16 I -- I sent it to her in e-mail. 17 Q. And did Ms. Liebman talk to 18 you about it? 19 A. No. 20 Q. Did she try to talk to you 21 about it? 22 A. No. 23 Q. So no one from EDS tried to</p>
<p style="text-align: right;">Page 106</p> <p>1 A. I'll -- 2 Q. -- stand at Annie's desk? 3 A. I'll tell you he'll stand 4 anywhere between 10, 15 minutes at a 5 time. 6 Q. But how often every day -- 7 A. -- there, two or three 8 minutes, speak to her and keep going. 9 Q. How often would he do this 10 though? 11 A. After or before? 12 Q. Let's go before. 13 A. Before, probably once a 14 day. 15 Q. And after? 16 A. About four, five times a 17 day. 18 Q. So Ms. Kent could testify 19 that -- 20 A. Yes. 21 Q. -- he would have stood at 22 her desk more after February of 2005? 23 A. Yes.</p>	<p style="text-align: right;">Page 108</p> <p>1 talk to you about it? 2 A. About him coming in the 3 area, no. 4 Q. Did they try to talk to you 5 about any of the allegations you made 6 that he was intimidating you? 7 A. Leslie made the statement 8 that if he comes to me or something let 9 her -- oh, no, no. She didn't say him. 10 She said if anybody else bothers me, let 11 her know. It wasn't that incident. 12 Q. When did she tell you 13 that? 14 A. I don't recall, but it's in 15 e-mail. 16 Q. Was it after the February 17 incident? 18 A. Yes. 19 Q. Before you reported him 20 intimidating you to her? 21 A. I don't recall. 22 23 (Defendants' Exhibit No. 7 was</p>

27 (Pages 105 to 108)

**367 VALLEY AVENUE
(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660**

FREEDOM COURT REPORTING

Page 189	Page 191
<p>1 therapy or something they was telling 2 me. Dr. Barrington's office, she stated 3 she was going to -- I need to file a 4 workman's comp claim on it. I didn't 5 know. I was -- I just paying it.</p> <p>6 Q. And EDS didn't try to stop 7 you from filing a worker's comp claim, 8 did they?</p> <p>9 A. Not that I'm aware.</p> <p>10 Q. In fact you went to your 11 supervisor Tara Relf and she helped you 12 fill out the forms?</p> <p>13 A. No. She just told me where 14 to go to get it.</p> <p>15 Q. Okay. Did she have to fill 16 anything out?</p> <p>17 A. I think she did. I don't 18 know.</p> <p>19 Q. What happened with that?</p> <p>20 A. They denied it because they 21 stated that it was on the elevator, 22 something.</p> <p>23 Q. Okay. Did you appeal the</p>	<p>1 it. I'll give it to my attorney. He'll 2 get it to you.</p> <p>3 Q. Who all have you seen as a 4 result of what you claim to have 5 happened at EDS? And by seen, I mean 6 doctors or counselors.</p> <p>7 A. Vonceil Smith, Paul Miller. 8 You said for the incident or just 9 purely --</p> <p>10 Q. First as a result of the 11 incident.</p> <p>12 A. Okay. Dr. Barrington, 13 McKinney, physical therapy at A - AOS 14 which is Dr. Barrington's office, a 15 chiropractor. I think it's Peavy.</p> <p>16 Q. What's his name again?</p> <p>17 A. Dr. Peavy. P-E-A-V-Y. I 18 think that's it.</p> <p>19 Q. Okay. We've talked about 20 Ms. Smith. She's a psychiatrist?</p> <p>21 A. Psychiatrist.</p> <p>22 Q. And you stopped seeing her 23 in November?</p>
Page 190	Page 192
<p>1 denial?</p> <p>2 A. No. I didn't -- didn't know 3 I could.</p> <p>4 Q. And do you know who made the 5 decision?</p> <p>6 A. No.</p> <p>7 Q. Okay. Is it your 8 understanding that EDS has a third party 9 administrator for its worker's comp?</p> <p>10 A. No, I didn't.</p> <p>11 Q. Okay. How did you find out, 12 who told you that your worker's comp had 13 been denied?</p> <p>14 A. They sent a letter.</p> <p>15 Q. Who's they?</p> <p>16 A. Someone out of Georgia from 17 the workman's comp.</p> <p>18 Q. Okay. It wasn't from EDS?</p> <p>19 A. I'm not sure.</p> <p>20 Q. Do you have that 21 documentation?</p> <p>22 A. I don't know. I may. I 23 don't think I have it on me, but I have</p>	<p>1 A. Yes.</p> <p>2 Q. And what medication did she 3 give you?</p> <p>4 A. She actually can't 5 prescribe. Another doctor in there 6 prescribe some -- the clo -- start with 7 a "C" and Lexapro. He put me on some 8 Zoloft that was too strong. Ambien.</p> <p>9 Q. Okay. Did you see this 10 other doctor?</p> <p>11 A. Yes.</p> <p>12 Q. What was his name?</p> <p>13 A. I can't recall his name.</p> <p>14 Q. How often did you see him?</p> <p>15 A. I think I saw him a total of 16 three times.</p> <p>17 Q. Were they counseling 18 sessions as well or was it --</p> <p>19 A. Yes.</p> <p>20 Q. -- just --</p> <p>21 A. Counseling.</p> <p>22 Q. Have you seen him since 23 November of '05?</p>

FREEDOM COURT REPORTING

Page 185	Page 187
<p>1 deprived of sleep?</p> <p>2 A. Oh, yes.</p> <p>3 Q. For how long?</p> <p>4 A. Oh, I know it had to been up 5 until -- still off and on now, but 6 constantly like seven, eight months, 7 nine months tops.</p> <p>8 Q. And you got Ambien?</p> <p>9 A. Yes.</p> <p>10 Q. Did you ever take Ambien 11 before this?</p> <p>12 A. No.</p> <p>13 Q. Any other thing, the 14 emotional distress, anything that has 15 happened that you claim to be the 16 emotional stress that you suffered?</p> <p>17 A. No.</p> <p>18 Q. Just anxiety, panic attacks, 19 paranoia, humiliation, deprived of 20 sleep. You said you're not comfortable 21 in the work environment?</p> <p>22 A. Right. Shoulder pain.</p> <p>23 Q. The shoulder pain?</p>	<p>1 And he said he has to schedule an MRI.</p> <p>2 Q. Have you had an MRI?</p> <p>3 A. Yes. Two.</p> <p>4 Q. And?</p> <p>5 A. And I don't know --</p> <p>6 Q. You don't know the 7 results?</p> <p>8 A. Yeah, I know the results. I 9 don't know the terminology that they 10 used.</p> <p>11 Q. In layman's terms.</p> <p>12 A. Layman's terms, something is 13 torn in between that. It was swelling.</p> <p>14 Q. Had you done anything 15 between February of '05 and when was the 16 MRI?</p> <p>17 A. The MRI I had November. I 18 had two. I don't recall the dates. But 19 I had --</p> <p>20 Q. So November of '05?</p> <p>21 A. And -- no. January this 22 year, '06, and I think it was one last 23 year.</p>
Page 186	Page 188
<p>1 A. Yes.</p> <p>2 Q. When did you see a doctor 3 about that?</p> <p>4 A. Actually, initially saw 5 Rachel McKinney back in February of last 6 year. She sent me to a neurologist.</p> <p>7 Q. To a neurologist?</p> <p>8 A. Yes.</p> <p>9 Q. Okay.</p> <p>10 A. On -- on the 17th of 11 February of '05.</p> <p>12 Q. And who was that?</p> <p>13 A. Paul Miller.</p> <p>14 Q. And what did he do?</p> <p>15 A. He did a ECG or E something 16 on that.</p> <p>17 Q. And what did he find, 18 anything?</p> <p>19 A. I think he found something. 20 He gave me something. Some 21 anti-inflammatory and he told me to come 22 back in six months. And I came back in 23 six months and pains was still there.</p>	<p>1 Q. Okay.</p> <p>2 A. X-ray, MRI, one of the 3 two.</p> <p>4 Q. And it's your contention it 5 happened because of what was on the 6 elevator?</p> <p>7 A. Because I pulled -- tore 8 cartilage or ligament or something. It 9 was swelling. Said releasing fluids in 10 there.</p> <p>11 Q. And you hadn't done anything 12 between --</p> <p>13 A. No.</p> <p>14 Q. -- the visits that would 15 cause that?</p> <p>16 A. No.</p> <p>17 Q. Okay. And my understanding 18 is you filed a worker's comp claim --</p> <p>19 A. Yes.</p> <p>20 Q. -- about a year after the 21 incident?</p> <p>22 A. Yes. I didn't know about it 23 when I was going through physical</p>

47 (Pages 185 to 188)

**367 VALLEY AVENUE
(205) 397-2397 BIRMINGHAM, ALABAMA 1-877-373-3660**